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Date: March 10, 2000

Docket No.: 2173-106P

Appl. No.: 08/952,741

BOX CPA

Assistant Commissioner for Patents
 Washington, DC 20231

Sir:

This is a Request for filing a continued prosecution application under 37 C.F.R. § 1.53(d) of prior Application No. 08/952,741 entitled GENE ENCODING ALKALINE LIQUEFYING ALPHA-AMYLASE by the following named Inventor(s):

Yuji HATADA, Katsuya OZAKI, Katsutoshi ARA, Shuji KAWAI, and Susumu ITO

- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

03/13/2000 SLUANG1 00000048 08952741

01 FC:131	690.00 OP
02 FC:102	234.00 OP
03 FC:103	18.00 OP
04 FC:116	380.00 OP

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1. Enter the Amendment previously filed January 14, 2000, under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. A Preliminary Amendment is enclosed.
3. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
4. A new power of attorney or authorization of agent is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

		LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$690.00	\$345.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE
TOTAL CLAIMS	21-20=	1	x 18 = \$18.00
INDEPENDENT CLAIMS	6-3=	3	x 78 = \$234.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$260.00
		TOTAL	\$942.00
			\$0.00

5. Small entity status:

- A small entity statement is enclosed.
- A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- Is no longer claimed.

6. Priority of Application No(s). filed in on is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on .

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7. Priority of International Appl. PCT/JP96/01641 filed June 14, 1996 under the Patent Cooperation Treaty and Japanese Application No. 147257/1995 filed in Japan on June 14, 1995 under 35 U.S.C. § 119 are hereby reclaimed.

8. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000
or
Customer No. 2292

9. The applicant(s) hereby petition(s) for an extension of two (2) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$380.00 is required for the full period of the above-requested extension of time.

An extension of () month(s) was previously requested and paid for on in the prior application. Thus, a fee of \$0.00 is required to obtain an additional () month(s) in order to establish co-pendency with the present application.

10. A check in the amount of \$1,322.00 is enclosed.

11. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

12. The filing fee is NOT attached. Please issue a Notice requesting the filing fee.

13. Also enclosed herewith is the following:

Appl. No. 08/952,741

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Marylene Armstrong (R No 49069)

Joseph A. Kolasch, #22,463

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Attachments

(Rev. 01/08/2000)